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On

TOWNSEND and TOWNSEND and CREW LLP

By:

8/22/03
John Fawcett

D. Lawrence
#11
9.3.03
PATENT
Attorney Docket No.: 020144-000710US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Pierre F. Indermuhle, et al.

Application No.: 09/759,106 ✓

Filed: January 11, 2001

For: MICRODEVICE AND METHOD FOR
DETECTING A CHARACTERISTIC OF A
FLUID

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Examiner: Brian J. Sines

Art Unit: 1743

RESPONSE TO RESTRICTION
REQUIREMENT

Sir:

In the Office Action mailed July 25, 2003, the Examiner restricts the claims into three Groups, Group I (claims 1-12), Group II (claims 13-16 and 23-26) and Group III (claims 17-22, 27 and 28).

In response to the Office Action, Applicants elect Group III, claims 17-22, 27 and 28, drawn to a method incorporating the use of probes and microdevice having fluid channels, for prosecution on the merits, with traverse.

An Office Action on the merits is respectfully requested.

Respectfully submitted,

Patrick R. Jewik
Patrick R. Jewik
Reg. No. 40,456

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/759,106
Filing Date	January 11, 2001
First Named Inventor	Indermuhle, Pierre F.
Art Unit	1641 1743
Examiner Name	Unassigned
Attorney Docket Number	020144-000710US
Total Number of Pages in This Submission	

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Reply to Restriction Requirement <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Townsend and Townsend and Crew LLP Patrick R. Jewitt	Reg. No. 40,456
Signature		
Date	8/22/03	

CERTIFICATE OF TRANSMISSION/MAILING

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Typed or printed name	Lisa Kaiser		
Signature		Date	8/22/03

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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